

**NOTICE OF THE PUBLIC HEARING ON AN ORDINANCE TO AMEND  
THE ZONING CODE OF THE CITY OF SAN JOSE**

NOTICE IS HEREBY GIVEN that public hearings will be held by:

The Planning Commission of the City of San Jose on **Wednesday, October 22, 2008, at 6:30 p.m.**

The Council of the City of San Jose on **Tuesday, November 18, 2008, at 7:00 p.m.**

in the City Council Chambers at City Hall, 200 E. Santa Clara Street, for the purpose of considering the proposal to amend the Zoning Code of the City of San Jose as follows:

**Citywide**

AN ORDINANCE OF THE CITY OF SAN JOSÉ AMENDING TITLE 20 OF THE SAN JOSE MUNICIPAL CODE, THE ZONING CODE, TO:

- AMEND SECTION 20.40.100 OF CHAPTER 20.40 TO ALLOW THE SALE OF PASSENGER VEHICLES, PICK-UP TRUCKS NOT EXCEEDING 25 FEET IN LENGTH, AND MOTORCYCLES WITH A SPECIAL USE PERMIT IN THE CN COMMERCIAL NEIGHBORHOOD DISTRICT, ADD RETAIL ART STUDIOS AS AN ENUMERATED USE, ADD OUTDOOR DINING INCIDENTAL TO A PUBLIC EATING ESTABLISHMENT AS AN ENUMERATED USE;
- ADD SECTION 20.40.140 TO ESTABLISH REGULATIONS FOR RETAIL ART STUDIOS IN COMMERCIAL DISTRICTS;
- AMEND SECTION 20.40.250 TO REVISE THE FRONT SETBACK EXCEPTION FOR COMMERCIAL DISTRICTS;
- AMEND SECTION 20.40.520 TO ALLOW OUTDOOR DINING WITHIN 150 FEET OF RESIDENTIALLY ZONED PROPERTY SUBJECT TO CERTAIN RESTRICTIONS;
- AMEND SECTION 20.80.1420 OF CHAPTER 20.80 TO REVISE THE PROVISIONS FOR OUTDOOR PRIVATE PROPERTY SPECIAL EVENTS;
- AMEND SECTION 20.90.060 OF CHAPTER 20.90 TO ESTABLISH PARKING REQUIREMENTS FOR RETAIL ART STUDIOS AND OUTDOOR DINING INCIDENTAL TO A PUBLIC EATING ESTABLISHMENT, AND CLARIFY PARKING REQUIREMENTS FOR PRIVATE USES;
- AMEND CHAPTER 20.200 TO DEFINE INSTRUCTIONAL ART STUDIOS, RETAIL ART STUDIOS, AND OUTDOOR DINING INCIDENTAL TO A PUBLIC EATING ESTABLISHMENT; AND
- TO MAKE OTHER RELATED CLARIFYING CHANGES AND AMENDMENTS.

CEQA: NEGATIVE DECLARATION, PP08-124.

If you challenge these land use decisions in court, you may be limited to raising only those issues you or someone else raised at the public hearing or in written correspondence delivered to the City at, or prior, the public hearing. Comments and questions are welcome and should be referred to **Sylvia Do** of the Department of Planning, Building, and Code Enforcement at (408) 535-7906 or at [sylvia.do@sanjoseca.gov](mailto:sylvia.do@sanjoseca.gov).

To arrange an accommodation under the Americans with Disabilities Act to participate in this public meeting, please call (408) 535-7800 (Voice)/TTY# (408) 294-9337 at least 48 hours before the meeting. **Muốn biết tin tức bằng tiếng Việt Nam về tờ thông tin này, xin quý vị liên lạc Trung Nguyen ở số (408) 277-3068. Para información en Español acerca de esta solicitud, comuníquese con Juan Borrelli al (408) 535-7709.**

Joseph Horwedel, Director  
Planning, Building, and Code Enforcement

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Carol Hamilton, Senior Planner

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Lee Price, City Clerk

Dated: September 15, 2008